

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

NATIONWIDE LIFE INSURANCE
COMPANY OF AMERICA,

Plaintiff,

-against-

ROBERT RAWISZER,
DAVID RAWISZER,

Defendants.

Civil Action No. 08 CV 0587

**ORDER TO SHOW CAUSE FOR
EXPEDITED DISCOVERY AND
PRELIMINARY INJUNCTION**

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: *2/1/08*

UPON the Complaint of Nationwide Life Insurance Company of America ("Nationwide Life"), the annexed Declaration of Fred Ruderman, dated January 30, 2008, the accompanying Memorandum of Law in support of Nationwide Life's Motion for Expedited Discovery and Preliminary Injunction, and good cause having been shown it is hereby,

✓ **ORDERED** that Defendants Robert Rawiszer and David Rawiszer, or their attorneys, show cause before this Court, at Room *11B*, United States District Court, Southern District of New York, Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, *✓* New York, on *Feb. 4*, 2008, at *5:30* p.m. or as soon thereafter as counsel may be heard, why an order should not be issued:

1. granting Nationwide Life a preliminary injunction against Defendants, enjoining Defendants, directly or indirectly, and whether alone or in concert with others, including any officer, agent, employee and/or representative of any life insurance entity with which Defendants are affiliated, from:

- (i) Advising, inducing, or soliciting any policyholder of Nationwide Life to lapse, cancel, or replace any policy or contract of Nationwide Life

or borrow values from any policy or contract of Nationwide Life to pay any premium on a policy of another company;

(ii) Using, disclosing, or transmitting for any purpose, any books, accounts, computer and/or records, documents, policy record cards, applications, vouchers, letters, written correspondence with policyholders and Nationwide Life, and all other items provided by Nationwide Life, and relating to or connected with the business of Nationwide Life or a subsidiary company (hereinafter referred to as "Nationwide Life Records"); and

(iii) Retaining, in any form, including without limitation original, copied, computerized, handwritten or any other form, any Nationwide Life Records;

2. granting Nationwide Life all such other and further relief as the Court deems just and proper; and

MS ~~SUFFICIENT CAUSE BEING ALLEGED, IT IS FURTHER ORDERED~~ that pending the hearing of the foregoing, Nationwide Life shall be permitted to take expedited discovery of Defendants concerning this matter, including, but not limited to, depositions and written discovery, and it is further

DC **ORDERED** that papers in opposition to this application, if any, shall be served on Plaintiff's attorneys and filed with this Court on or before 3 PM on Feb 4, 2008; and it is further

ORDERED that personal service (by hand) of a copy of this order and all papers upon which it was granted upon Defendants Robert Rawiszer and David Rawiszer, 2751 South Ocean

✓ Drive, Suite 205S, Hollywood, FL 33019 on or before 4th on Feb 1 2008, shall be deemed good and sufficient service thereof.

✓ Dated: New York, New York

~~January~~ Feb 1, 2008

10:30 AM

ENTERED

By: [Signature]

U.S.D.J.

Part I h